

AMENDED

No. 61007

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office.....MAR 10 1995

Returned to applicant for correction.....APR 17 1995

Corrected application filed.....MAY 01 1995

Map filed.....MAY 01 1995

The applicant.....Thomas E. Smigel and Barbara W. Smigel, JTWROS

1249 S. 9th St., of.....Las Vegas
Street and No. or P.O. Box No. City or Town

Nevada 89104
State and Zip Code No., hereby make^s application for permission to appropriate the public

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....n/a

1. The source of the proposed appropriation is.....Hiko Spring
Name of stream, lake, spring, underground or other source

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, T. 32 S., R. 65 E.

2. The amount of water applied for is.....0.25 second feet to a duty of 100 ac ft/yr second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....n/a

3. The water to be used for.....irrigation
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....20 acres on benches bordering Hiko Wash

(b) Stockwater, state number and kinds of animals to be watered.....stockwater right is covered by Certificate
3156

(c) Other use (describe fully under No. 12. "Remarks").....n/a

(d) Power:

(1) Horsepower developed.....n/a

(2) Point of return of water to stream.....n/a

5. The water is to be diverted from its source at the following point.....in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, T. 32 S.,
Describe as being within a 40-acre subdivision of public

R. 65 E., M.D.B. & M. at a point 6,519' S. 88°35' E. from State Route marker
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

CCL049H.

6. Place of use SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, T. 32 S., R. 65 E. and in SW $\frac{1}{4}$
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

SW $\frac{1}{4}$ Section 7 T. 32 S., R. 66 E., M.D.B. & M.

7. Use will begin about.....Jan 1.....and end about.....Dec 31....., of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.).....2,500 feet 6" pipe
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$50,000.....
10. Estimated time required to construct works.....6 months.....
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....3 years.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

.....The application is for water in addition to that already permitted.....
.....under permit 11405, Certificate 3156.....

By.....Thomas E. Smigel
s/Richard V. Wyman
Richard V. Wyman, Agent
P.O. Box 60473
Boulder City, NV 89006-0473
Compared.....jk/sm.....
Protested.....

.....DENIAL.....OF STATE ENGINEER

~~This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:~~

This application is hereby denied on the grounds there is insufficient unappropriated water at the proposed source and its approval would conflict with existing rights and threaten to prove detrimental to the public interest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be filed on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....
IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 31st day of August,
A.D. 2009.....
.....P.E.
State Engineer